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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 ZHIYONG DING,)
9)
10 Petitioner,) CASE NO. C08-1334-RSM-BAT
11 v.)
12 A. NEIL CLARK,) ORDER OF DISMISSAL
Respondent.)
_____)

13 The Court, having reviewed petitioner's 28 U.S.C. § 2241 petition, all papers and exhibits
14 in support and in opposition to that petition, the Report and Recommendation of the Honorable
15 Brian A. Tsuchida, United States Magistrate Judge, and the remaining record, does hereby find and
16 ORDER:

- 17 (1) The Court adopts the Report and Recommendation;
18 (2) Petitioner's Petition for Writ of Habeas Corpus, Dkt. 6, DISMISSED as moot, and
19 Respondent's motion to dismiss, Dkt. 11, is GRANTED; and
20 (3) The Clerk is directed to send a copies of this Order to the parties and to Judge
21 Tsuchida.

22 DATED this _6_ day of January 2009.

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25 RICARDO S. MARTINEZ
26 UNITED STATES DISTRICT JUDGE